

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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AMADO S. PLA, KEVIN JOSEPH, and
YISHMAEL LEVI, Individually, And On Behalf Of
All Other Persons Similarly Situated,

Plaintiffs,

-against-

RENAISSANCE EQUITY HOLDINGS, LLC,
CLIPPER EQUITY, LLC, MY GUARD SECURITY
CORP., DAVID BISTRICER, Individually,
RAFAEL GARCIA, Individually,
MARC ANTHONY GARCIA, Individually, and
JOHN MURPHY, Individually,

Defendants.
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12 CV 5268 (JMF)

**DECLARATION OF
PETER J. ANDREWS
IN SUPPORT OF
PLAINTIFFS'
MOTION FOR
RECONSIDERATION**

PETER J. ANDREWS declares that the following is true and correct:

1. I am an attorney duly admitted to practice in the United States District Court for the Southern District of New York.

2. I am an attorney at The Harman Firm, PC, which represents the Plaintiffs in the above-captioned action and as such, I am fully familiar with the facts and circumstances of this action, the basis of my knowledge being the files maintained by our office and my time working on the above-captioned matter with my office and with Plaintiffs.

3. Annexed hereto as *Exhibit A* is a true and correct copy of the Transcript of the May 9, 2013 Conference before Hon. Jesse M. Furman which includes only the cover page and the pages to which the May 16, 2013 Memorandum of Law in Support of Plaintiffs' Motion for Reconsideration refers.¹

¹ *Exhibit A* includes only pages 1, 19–23, and 31.

4. Annexed hereto as *Exhibit B* is a true and correct copy of the Amended Complaint in this action, filed Oct. 1, 2012.

5. Annexed hereto as *Exhibit C* is a true and correct copy of Plaintiffs' Dec. 12, 2012 Memorandum of Law in Further Support of Plaintiffs' Motion for Preliminary Collective Action Certification and in Opposition to Defendants' Motion to Dismiss for Lack of Subject Matter Jurisdiction.

6. Annexed hereto as *Exhibit D* is a true and correct copy of Plaintiffs' Dec. 12, 2012 "safe harbor" letter regarding, *inter alia*, Defendants' Offer of Judgment.

Dated: New York, New York
May 16, 2013

Respectfully submitted by:
THE HARMAN FIRM, PC
Counsel for Plaintiffs

s/
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